

Official Record

Requested By
CARY TOWERYLyon County - NV
Mary C. Milligan - RecorderPage 1 of 3 Fee: \$16.00
Recorded By: MCM RPTT:

0410464

66458201

PO Box 68
Wellington, NV.
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OFFICE OF THE STATE ENGINEER

Regarding Permit No. 66458 Certificate Number _____AFFIDAVIT OF WITHDRAWAL OF WATER RIGHT IN FAVOR OF USE OF WATER
FOR DOMESTIC WELLS CREATED BY SUBDIVISION OR PARCELLING OF LAND

State of Nevada)

: ss

County of _____)

1. I, CARY TOWERY AND CARY TOWERY, do hereby swear under penalty of perjury that the assertions of this affidavit are true.

I am the owner of record of all a portion of PERMIT 66458
(circle one) permit/certificate no. or decreed right
as indicated in the records of the Nevada State Engineer.

2. I hereby withdraw an amount of water equivalent to:

2.02 AFA

enter a total amount of water equal to the sum of 2.02 afa or 1800 gpd for each proposed lot

acre-feet annually from the water appropriated under 66458
permit/certificate number or decreed right

The water right or portion of water right withdrawn was appurtenant to the land more

particularly described as follows: NW 1/4 NE 1/4 Sec 9, T.11N, R.23E
Describe land drying up; describe with quarter sections, section,
NDBM

township, range, M.D.B. & M. and assessor's parcel numbers

3. This withdrawal of the water right or portion of the water right is for the purpose of

having sufficient water available to supply the domestic well of homes located at the place

described below and reflected on the attached map:

Portion of the NW 1/4 SE 1/4 Sec 34

Describe place where water will be used with quarter sections, section, township, range, M.D.B. & M. and

T.11N., R.23E MDBCW APN 10-341-13

assessors parcel numbers and attach map

To be divided

4. I understand that this withdrawal of all (a portion) of the above mentioned rights must
(circle one)
be approved by the Nevada State Engineer in order for this withdrawal to become effective and enforceable.
5. I understand this withdrawal shall become effective upon the date approved by the State Engineer. However, if a final subdivision map is not recorded in the office of the county recorder of the county wherein the land division is located within 18 months after the State Engineer's approval the affiant may petition the State Engineer to void this withdrawal on the basis that all proceedings concerning the division of land have been terminated.
6. I understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as provided in NRS 278.380 (1993), or in the case of a final parcel map as provided in NRS 278.4725 (1993), the process cannot be reversed nor can I claim the water withdrawn as a water right.
7. Upon approval of this withdrawal by the State Engineer, I shall record this *Affidavit of Withdrawal* in the office of the county recorder of the county in which the final subdivision or

Permit/Cert. No. 2458

parcel map is recorded. I shall also record this *Affidavit of Withdrawal* in the office of the county recorder of the county in which the old place of use was located, if it is not the same county.

8. I shall provide the State Engineer's Office with a copy of this recorded *Affidavit of Withdrawal* within thirty (30) days of recording the Affidavit with the county recorder.

DATED: This _____ day of _____, 200__.

Cheryl Towery
Affiant's Signature

P.O. Box 68
Street Address

Cheryl Towery
Affiant's printed name

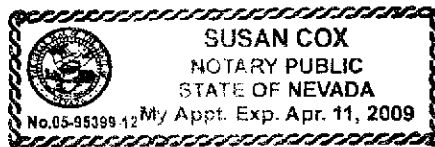
Wellington NV 89444
City State Zip

(408) 607-6841
Telephone Number

Subscribed and sworn to before me

this 8 day of May, 2006

Susan Cox
Notary Public signature



Notary Stamp

APPROVED: This 18th day of MAY, 2006

*Per NAC 534.390 any well drilled under this relinquishment must be sealed to a depth of 100 feet.

[Signature]
State Engineer's signature

